UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF FLORIDA

Civil Action	No.	

FILED by D.C.	
IUN 1 0 2004	
CLAHENCE MAUDUL CLERK U.S. DIST. ET. S.D. OF TLE . W.P.B.	

COMMODITY FUTURES TRADING COMMISSION

Plaintiff,

FIRST AMERICAN INVESTMENT SERVICES, INC., STEVE KNOWLES, MICHAEL SAVITSKY, ADAM MILLS, GREG ALLOTTA, and JAMES EULO,

CIV

Defendants.

PROPOSED STATUTORY RESTRAINING ORDER

The Court having read the Complaint for Injunctive and Other Equitable Relief and Civil Monetary Penalties Under the Commodity Exchange Act, the Plaintiff's Motion for a Statutory Restraining Order, the Memorandum in Support of Plaintiff's Motions for a Statutory Restraining Order and a Preliminary Injunction, the declarations of William Heitner, Nathanial Eakins, Kenneth Rose, Mark Blackburn, Stephen Kilpatrick, Gilbert Morris, Karolyn Hardaway, Kevin Johnson, Donald McTavish, David Hartig, James Armstrong, George Ashby, Barbara Henry, Howard Hochule, Steve McCamet, David McLeod, and Susan Wellman, the attachments thereto, and all other papers filed herein by the Plaintiff, Commodity Futures Trading Commission ("Commission"); it appearing that the Court has jurisdiction over the subject matter and that Section 6c(a) of the Commodity Exchange Act, as amended ("Act"), 7 U.S.C. § 13a-1(a) (2001), permits this Court to grant a statutory restraining order; it further appearing to the satisfaction of the Court that there is good cause to believe that First American Investment Services, Inc. ("First American"), Steve Knowles ("Knowles"), Michael Savitsky ("Savitsky"),

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Adam Mills ("Mills"), Greg Allolta ("Allotta"), and James Eulo ("Eulo") have engaged in, are engaging in and are about to engage in violations of Section 4c(h) of the Act, 7 U.S.C. § 6c(b), and Commission Regulation 33.10(a) and (c), 17 C.F.R. §§ 32.10(a) and (c), and it further appearing to the satisfaction of the Court that this is a proper case for granting a statutory restraining order to preserve the sinus quo and to protect public customers from further loss and damage;

IT IS HEREBY ORDERED:

- 1. IT IS FURTHER ORDERED that First American, Knowles, Savitsky, Mills, Allotta and Eulo, and all persons insofar as they are acting in the capacity of their agents, servants, employees, successors, assigns or attorneys, and all persons insofar as they are acting in active concert or participation with them, who receive actual notice of this Order by personal service or otherwise, shall be prohibited from directly or indirectly destroying, mutilating, concealing, altering or disposing of, in any manner, any of the books and records, documents, correspondence, brochures, manuals, electronically stored data, tape records or other property of the defendants, wherever located, including all such records concerning their business operations, until further order of the Court.
- 2. IT IS FURTHER ORDERED that First American, Knowles, Savitsky, Mills, Allotta and Eulo, and their agents, allow representatives of the Commission, when and as requested by those representatives, to immediately inspect the books, records and other electronically stored data, tape recordings, and other documents including all such records of their business operations, wherever they are situated and whether they are in the hands of the defendants or others, and to copy said documents, data, and records either on or off the premises wherever they may be situated.

- 3. IT IS FURTHER ORDERED that copies of this Order may be served by any means, including facsimile transmission, upon any entity or person that may have possession, custody, or control of any documents or assets of defendants or that may be subject to any provision of this Order. Service of this Order, the summons, the complaint and all other process and pleadings may be served by any employee of the Commission, or may be effected by any U.S. Marshal or deputy U.S. Marshal, or in accordance with Fed. R. Civ. P. 4.
- 4. IT IS FURTHER ORDERED that this Statutory Restraining Order shall remain in full force and effect until further Order of this Court.

5. IT IS FURTHER ORDERE at time and	D that plaintiff's Motion for a Preliminary Injunction is Acte to be determined by
set for hearing on	o'clock at the U.S. Courthouse located at
matter is referre	<u>d</u>
	() (0)
Date: June 10 2004	United States District Judge
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CC. Mark Bretscher, Esq. (CFTC) may. Judy James Hopkins

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF FLORIDA

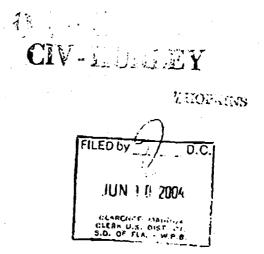
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COMMODITY FUTURES TRADING COMMISSION

Plaintiff,

FIRST AMERICAN INVESTMENT SERVICES, INC., STEVE KNOWLES, MICHAEL SAVITSKY, ADAM MILLS. GREG ALLOTTA. and JAMES EULO.

Defendants.



PE PRITE PROPOSED ORDER GRANTING PLAINTIFF EXPEDITED DISCOVERY

Upon motion of the plaintiff and it appearing to the Court that there is a need to permit expedited discovery in this cause to insure the protection of the interests of the customers of . Desendants.

IT IS HEREBY ORDERED that plaintiff is granted leave to take expedited discovery, including the taking of depositions of the individual defendants and representatives of the corporate defendants, the requesting production of documents from Defendants not otherwise covered by this Court's previous order requiring the defendants to provide the plaintiff with immediate access to their records, and the issuance of subpoenas by plaintiff to third parties seeking information about Defendants. This discovery will be for the purposes of seeking the financial records of the Defendants, discovering the identity of current customers and the whereabouts of Desendants' assets and customer sunds, and preparing for hearing on plaintist's motion for a preliminary injunction.

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PAGE. 02 JUN 15 2004 14:41 FR COMMODITY FUTURES IT IS FURTHER ORDERED that depositions of the parties shall be taken upon three (3) business days notice, and document production requests shall be responded to within two (2) business days. Nonparties shall be given seven (7) days notice for depositions and document requests.

United States District Judge

Mag. Ludge Jones Hopkins